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APR 22 2006

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Application No.: 10/800,083

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Docket No. PUS-H002-002

Filing Date: March 11th, 2004

Inventor(s): Fortin, Frederic et al

Title: NUCLEUS PROSTHESIS, THE
INSERTION DEVICE THEREFOR AND
THE METHOD OF FITTING SAME

Art Unit: 3732

Examiner: REIMERS, Annette R.

CERTIFICATE OF TRANSMISSION UNDER 37 CFR §1.8. I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office *4 pages*

On 22nd April 2006Typed or printed name of person signing this certificate: J. MoetteliSignature of person signing this certificate: REQUEST TO RECONSIDER
DECISION ON PETITION

Via facsimile to 001 703 872 9306, to:

ATTN: Ms. Alesia M. Brown,
Office of Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450
U.S.A.

Dear Sir:

Applicant thanks the Petitions Attorney, Alesia Brown, for her decision on the Petition to Revive, filed January 20, 2006.

Applicant requests reconsideration of the Decision on the grounds that the Undersigned has already duly authorized the charging of the Undersigned's deposit account No. 502621 when the response filed on January 20, 2006 is taken as a whole, namely, when considering the general authorization on page 10, last paragraph of the response, which states that the Commissioner is authorized to charge the above account for any payments, together with the clear indication of the amount to be charged on form PTO/SB/64, indicating the fee

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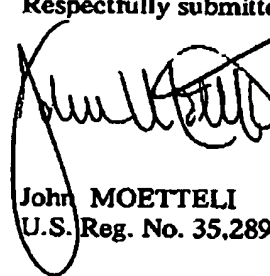
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is \$750. It is therefore believed that the requirements of a grantable petition pursuant to 37 C.F.R §1.137(b) had therefore been met.

The Undersigned thanks the Office in advance for taking the steps necessary to ensure that the Undersigned is not charged twice of the required fee under §1.17(m), but nonetheless re-authorizes, to the extent necessary to be charged only once for such fee, the charging of the deposit account of Moetteli & Associates SaRL, No. 502621 for such fee.

Again, if the Examiner has further questions, she is invited to contact the Undersigned at phone 011-4171-230-1000, fax at 011-4171-230-1001 (Switzerland is 6 hours ahead of Eastern Std Time), or e-mail at moetteli@patentinfo.net.

Respectfully submitted,



John MOETTELI
U.S. Reg. No. 35,289

Date : April 22nd, 2006

Enclosure: Copy of Decision on Petition